



Court File Number: **H121044**  
Vancouver

**CERTIFICATE FOR PAYMENT OUT**

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN: **HOME TRUST COMPANY**

AND: **STEWART EDWARD IRVINE, et al**

I certify that: **Spry Hawkins Micner 'In Trust'**  
**Barristers and Solicitors**  
**Attention: Jack Micner**  
**Suite #440 - 5900 No. 3 Rd**  
**Richmond BC V6X 3P7**

is entitled to payment out of **One Hundred Eleven Thousand Five Hundred Sixteen Dollars**  
**Fifty-one Cents (\$111,516.51) plus accrued interest** pursuant to the Order **Before Master**  
**MacNaughton**

(copy of order attached)

dated **March 17, 2014** Treasury No: 310982

Date paid into Court: **20Feb2014**

Remitted to Treasury on Deposit Form: 13114 dated 21Feb2014.

Dated: **March 27, 2014**

Deputy District Registrar

Funds: \$ 111,516.51

**EDWARD KHANNA**  
**AUTHORIZED**  
**SIGNING OFFICER**

MAR 27 2014

VANCOUVER LAW COURTS

Form 17 (Rules 13-2(2))

NO. VLC-S-H-121044  
VANCOUVER REGISTRY

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

BETWEEN:

HOME TRUST COMPANY

PETITIONER

AND:

STEWART EDWARD IRVINE,  
CARMEL YOKO RICHTER,  
SHERWIN JACK-YEN HO,  
OLYMPIA TRUST COMPANY, IN TRUST  
JOHN DOE and JANE (Tenants)

RESPONDENTS

**REQUISITION**

**Required:**

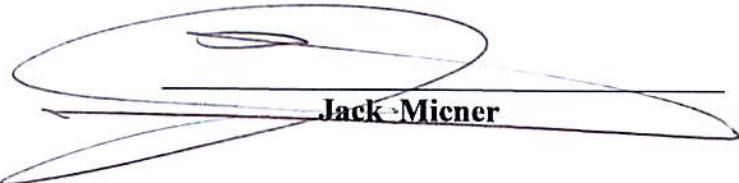
Payment out of Court of the sum of \$111,516.51, pursuant to the Court Order (attached), pronounced by Master MacNaughton, on 17<sup>th</sup> March, 2014;

A copy of the proof of payment into Court is attached as well.

This Requisition is filed by Jack Micner, Counsel for the Applicants/Respondents Richter and Ho, whose address for service is follows:

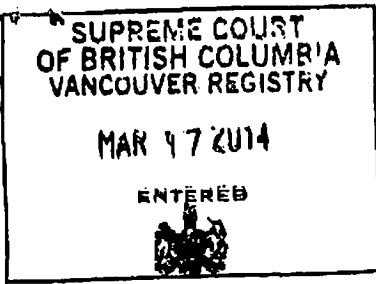
Spry Hawkins Micner, Barrister and Solicitor  
Attention: Jack Micner / Tracey Taylor-Maki (paralegal)  
Suite #440 - 5900 No. 3 Road, Richmond, B.C.  
V6X 3P7  
Telephone: (604) 233-7001 | Fax No.: (604) 233-7017  
Agent: Dye & Durham, phone: 604 257-1800

Date: March 17, 2014.

  
Jack Micner

This Requisition is filed and delivered by Jack Micner of the law firm Spry Hawkins Micner, Barrister and Solicitor, Attention: Jack Micner/Tracey Taylor-Maki (paralegal), whose place of business and address for delivery is Suite #440 - 5900 No. 3 Road, Richmond, British Columbia, V6X 3P7. Telephone: (604) 233-7001, Fax Number for Delivery: (604) 233-7017; File: Richter/Ho ats Home Trust; #21,903JM; Agent: Dye & Durham, Ph: 604 257-1800

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NO. VLC-S-H-121044  
VANCOUVER REGISTRY

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

BETWEEN:

HOME TRUST COMPANY

PETITIONER

AND:

STEWART EDWARD IRVINE,  
CARMEL YOKO RICHTER,  
SHERWIN JACK-YEN HO,  
OLYMPIA TRUST COMPANY, IN TRUST  
JANE DOE and JOHN DOE (TENANT)

RESPONDENTS

**ORDER MADE AFTER APPLICATION (PAYMENT OUT OF COURT)**

BEFORE MASTER

*MacNaughton*

)  
)  
)

MONDAY, THE 17<sup>th</sup> DAY

OF MARCH, 2014

ON THE APPLICATION of the Respondents, Carmel Yoko Richter and Sherwin Jack-Yen Ho, coming on for hearing this date at Vancouver, British Columbia, AND ON HEARING Jack Micner, Counsel for the said Respondents/Applicants and

no one else appearing on behalf of the Petitioner and other Respondents, although duly served; AND ON READING the pleadings and proceedings filed herein:

THIS COURT ORDERS THAT:

- EX(FUNDS) ✓* *PLUS ACCRUED INTEREST*
- (1) the funds paid into Court by the Petitioner, in the amount of \$111,516.51, on 20<sup>th</sup> February, 2014, being excess funds from the sale of the subject property, be forthwith paid out of Court to Counsel (Spry Hawkins Micner, in Trust) for the Respondents/Applicants, Carmel Yoko Richter and Sherwin Jack-Yen Ho, without further Order;

- (2) the said Respondents, Carmel Yoko Richter and Sherwin Jack-Yen Ho, shall receive their costs of this application at Scale A;
- (3) The parties hereto be at liberty to apply for such further and other direction as may be necessary to carry out the full purport and effect of this Order.
- (4) the requirement for the signature(s) of approving this Order as to form, be and hereby is dispensed with.

BY THE COURT

*H. Macraeger*  
REGISTRAR

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:

*[Signature]*  
Counsel for the Respondents/Applicants Richter/Ho  
Jack Michner

Signature of \_\_\_\_\_

*✓*  
*Form*

MINISTRY OF ATTORNEY GENERAL  
ACCOUNTING

FEB 20 2014

VANCOUVER LAW COURTS

NO. H-121044  
VANCOUVER REGISTRY

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

HOME TRUST COMPANY

PETITIONER(S)

AND:

STEWART EDWARD IRVINE  
AND OTHERS

RESPONDENT(S)

REQUISITION

FILED BY: Home Trust Company

REQUIRED:

1. pay \$111,516.51 (cheque attached) into Court to the credit of this proceeding

THIS REQUISITION IS SUPPORTED BY THE FOLLOWING:

1. the Order made in this proceeding on December 16, 2013 (highlighted copy attached)

February 18, 2014

"Andrew Bury"

Signature of lawyer for the Petitioner  
Andrew Bury

This is Exhibit "A" referred to in the  
affidavit of Carmel Richter & Sherwin Ho  
sworn before me at Vancouver  
this 4th day of March 2014

A Commissioner for taking Affidavits  
for British Columbia

**gowlings**

Gowling Lafleur Henderson LLP  
Barristers & Solicitors - Patent & Trade Mark Agents  
110 2300, 550 Burrard Street  
P.O. Box 30, Bentall 5  
Vancouver, British Columbia V6C 2B6

Royal Bank of Canada  
1025 West Georgia Street  
Vancouver, B.C. V6E 3N9

100002658  
Trust Account

02-18-2014  
DATE MM DD YYYY

PAY\*\* One hundred eleven thousand five hundred sixteen and 51/100 dollars CDN FUNDS

TO  
THE  
ORDER  
OF

Minister of Finance

\$

\*\*\*111,516.51

PER

PER

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NO. VLC-S-H-121044  
VANCOUVER REGISTRY

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

BETWEEN:

HOME TRUST COMPANY

PETITIONER

AND:

STEWART EDWARD IRVINE,  
CARMEL YOKO RICHTER,  
SHERWIN JACK-YEN HO,  
OLYMPIA TRUST COMPANY, IN TRUST  
JOHN DOE and JANE (Tenants)

RESPONDENTS

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**REQUISITION**

(Payment of funds out of Court pursuant to Order)

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Our File: Richter/Ho ats Home Trust  
File no. 21,903JM

**JACK MICNER**

SPRY HAWKINS MICNER  
BARRISTER & SOLICITOR  
Attention: Jack Micner/Tracey Taylor-Maki (paralegal)  
Suite #440, VanCity Tower  
5900 No. 3 Road  
Richmond, British Columbia  
V6X 3P7

Telephone: (604) 233-7001  
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